

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

JAMES H. KENION,

Plaintiff,

v.

ASBURY AUTOMOTIVE OREGON, LLC.,

Defendant

No. CV04-1465-ST

ORDER ADOPTING FINDINGS  
AND RECOMMENDATIONS

**MOSMAN, J.,**

On September 6, 2005, Magistrate Judge Stewart issued Findings and Recommendation in this case recommending defendant's motion for summary judgment be GRANTED (doc. 25). No objections were filed. This court has conducted a *de novo* review, 28 U.S.C. § 636(b)(1)(B); Fed. R. Civ. P. 72(b), and ADOPTS the Findings and Recommendation (doc. 31) as its own opinion.

IT IS SO ORDERED.

DATED: Portland, Oregon, October 26, 2005.

/s/ Michael W. Mosman

MICHAEL W. MOSMAN

United States District Judge